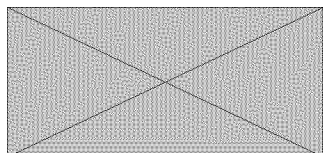


To: Bohan, Suzanne[bohan.suzanne@epa.gov]
From: Environmental Law360
Sent: Wed 2/1/2017 8:33:41 AM
Subject: 3 Gorsuch Opinions You Need To Read Right Now



ENVIRONMENTAL

Wednesday, February 1, 2017

SUPREME COURT

Analysis

3 Gorsuch Opinions You Need To Read Right Now

President Donald Trump's U.S. Supreme Court nominee Judge Neil Gorsuch is a 10-year veteran of the Tenth Circuit and has under his belt hundreds of opinions that can be mined for clues as to what kind of Supreme Court justice he would be. Here are three opinions by Judge Gorsuch to read right now.

Gorsuch's Credentials Could Prove Troubling To Opposition

The praise for Tenth Circuit Judge Neil Gorsuch following his nomination to the U.S. Supreme Court Tuesday night came from many prominent legal figures, reflecting how it will be hard for Democrats to challenge President Donald Trump's selection given the judge's impeccable resume.

Analysis

Gorsuch Likely To Restore Scalia-Era High Court Balance

With a solid conservative bent, President Donald Trump's nominee for the U.S. Supreme Court, Circuit Judge Neil Gorsuch, is unlikely to shift the high court's jurisprudence significantly away from where it stood with the late Justice Antonin Scalia, legal experts say.

Trump Nominates Judge Gorsuch For High Court Seat

President Donald Trump on Tuesday nominated Tenth Circuit Judge Neil Gorsuch to fill a Supreme Court seat that has remained vacant since the death of Justice Antonin Scalia in February 2016, picking a well-respected figure in the conservative legal establishment who would restore the nation's top bench to a Republican majority and likely break the recent spate of 4-4 ties.

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7th Circ. Dismisses Discovery Appeal Over Superfund Site

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The Seventh Circuit on Tuesday shot down paper manufacturer P.H. Glatfelter Co.'s attempt to force rival Windward Prospects Ltd. to cough up documents related to the \$700 million cleanup of a Wisconsin Superfund site.

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Tepco, GE Urge 9th Circ. To Toss Sailors' \$1B Fukushima Suit

Tokyo Electric Power Co. and General Electric Co. on Monday told the Ninth Circuit that a proposed \$1 billion class action filed by U.S. sailors allegedly exposed to radiation while responding to the Fukushima nuclear disaster belongs in a Japanese court, not an American one.

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POLICY & REGULATION

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Trump's Interior, Energy Noms Coast To Final Senate Vote

Secretary of the Interior nominee Ryan Zinke and Secretary of Energy nominee Rick Perry were easily approved by the Senate Committee on Energy and Natural Resources on Tuesday, paving the way for their likely confirmation by the full Senate.

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Republicans Move To Block Obama Stream, Methane Rules

Republican lawmakers from both congressional chambers floated pieces of legislation Monday to repeal controversial Obama administration rules aimed at minimizing coal mining's harm to surface water and groundwater and limiting methane releases from drilling operations on federal and Native American lands.

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Oil Shipping Co. Seeks 5th Circ. Review of \$20M Spill Case

American Commercial Lines LLC on Monday asked the Fifth Circuit to overturn a lower court's refusal to cap its liability in a \$20 million oil spill caused by a barge collision on the Mississippi River.

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LITIGATION

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Flint Residents File \$772M Suit Saying EPA Ignored Lead

A group of about 1,700 residents of Flint, Michigan, filed a \$772 million joinder suit in Michigan federal court on Monday against the federal government, alleging that the U.S. Environmental Protection Agency injured local residents by ignoring the dangers of elevated lead found in the city's drinking water.

Milberg
LLP

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Lewis

DOE Tells DC Circ. LNG Export Approvals Were Sound

Morvillo
Abramov

The U.S. Department of Energy on Monday defended its approvals for liquefied natural gas export projects in Texas and Louisiana, telling the D.C. Circuit that it can't be required to evaluate speculative climate change impacts caused by increased gas drilling allegedly spurred by the projects.

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States Make Final Push To Remand VW Diesel Cases

A number of states made their final pleas to remand their lawsuits in the multidistrict litigation over Volkswagen AG's diesel emissions scandal, asking a California federal court Tuesday to send their suits back to state court based on lack of jurisdiction over their respective consumer protection and environmental claims.

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EXPERT ANALYSIS

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Wind Power In Texas: Not Just Hot Air

Last fall, the U.S. Energy Information Administration reported that in 2015, Texas lagged far behind states in the Midwest, Plains, Northwest and Northeast regions in utilizing wind energy as a percentage of total net electricity generation. But Texas is still the highest wind electricity-producing state in the nation, making up 24 percent of the national total in 2015, and is on track to grow even further, says Cody Vasut of BakerHostetler.

Earthjustice
Edwards
Kirby

Greenberg
Traurig

LEGAL INDUSTRY

Nearly Half Of GCs May Fire A Firm In 2017

In-house hiring has stabilized, outside budgets are rising, and a third of general counsels anticipate that they'll increase the amount of work they outsource, according to a survey of chief legal officers. But the news is not all rosy, as some law firms may face the chopping block.

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Greenberg Says Giuliani, Not Firm, Acted On Immigration Ban

Greenberg Traurig LLP acknowledged controversial comments made by former New York Mayor Rudy Giuliani related to President Donald Trump's executive order temporarily banning immigrants from seven Muslim-majority nations from the U.S., but distanced itself from the remarks, saying Giuliani acted in his own personal capacity.

Little
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How GCs Can Build A Cohesive Outside Team

Assembling the best outside counsel teams typically means hiring experts from different firms, which can lead to miscommunication, competition and infighting. Here's how GCs can assert their leadership skills to create a united, effective team.

McKool
Smith

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Obsolete Legal Tech Hurting Lawyer Morale, Innovators Say

Clunky document systems, stultifying client intake work, and repetitive fill-in-the-blank tasks are killing lawyer morale along with opportunities to win new clients or build on the work they already have, a group of legal technology leaders said at a Tuesday panel in New York.

Morgan
Lewis

Morvillo
Abramson

Security Experts See Client Disconnect On Hacker Defense

BigLaw and their corporate clients may be more aware than ever of the dangers of hacking and online attacks, but that doesn't mean negotiating the best way to handle sensitive information is getting any easier.

Dewey Exec Wants Ex-Firm Head On The Witness Stand

An attorney for the former chief financial officer of Dewey & LeBoeuf LLP on Tuesday told a New York state judge they want to call former Dewey Chairman Steven Davis to the witness stand in the second trial stemming from the fallout of the law firm's collapse.

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